

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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WILMINGTON SAVINGS FUND SOCIETY, :
FSB, not individually but as trustee for Pretium :
Mortgage Acquisition Trust d/b/a :
CHRISTIANA TRUST, :
Plaintiff, :

v. :

ANTHONY G. HORN, ANDREA G. HORN, :
and FRANCESCO SCACCIA, :
Defendants. :

ORDER

19 CV 8716 (VB)

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On September 19, 2019, plaintiff filed a complaint against Anthony G. Horn, Andrea G. Horn, and Francesco Scaccia (together "defendants"). (Doc. #1).

On November 20, 2019, plaintiff docketed proofs of service, indicating service on Scaccia on October 30, 2019, and service on Anthony and Andrea Horn on November 5, 2019. (Docs. ##7, 8, 9). Scaccia had until November 20, 2019, to respond to the complaint. The Horns had until November 26, 2019, to respond to the complaint.

On December 4, 2019, the Court ordered plaintiff to seek a certificate of default as to defendants by December 18, 2018.

To date, defendants have not answered, moved, or otherwise responded to the complaint and plaintiff has not sought a certificate of default.

Accordingly, provided that defendants remain in default, plaintiff is ORDERED to seek a certificate of default as to defendants by January 3, 2020, and thereafter to move for default judgment by January 24, 2020. **If plaintiff fails to satisfy either deadline, the Court will dismiss the case without prejudice for failure to prosecute or failure to comply with court orders. Fed. R. Civ. P. 41(b).**

Dated: December 20, 2019
White Plains, NY

SO ORDERED:



Vincent L. Briccetti
United States District Judge